

920602-98737



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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the Application of:

Timothy John Warner

Serial No.: 10/527,046

Filing Date: March 8, 2005

For: Construction Kit

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) Customer No.: 23644

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)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 5, 2006.  
Signature Minnie Wilson  
Minnie Wilson

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**MAY 24 2006**

**OFFICE OF PETITIONS**

**PETITION TO WITHDRAW NOTIFICATION OF ABANDONMENT**

Honorable Director of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

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**MAY 17 2006**

**TECHNOLOGY CENTER 14700**

Dear Sir:

A Notification of abandonment mailed April 26, 2006 has been received. Withdrawal of the notice is requested, since the application is not abandoned.

The Notification states that a Notification of Missing Requirements was allegedly mailed by the Patent and Trademark Office on July 22, 2005. However, no such document was ever received by the undersigned or the firm of the undersigned.

It is assumed that the Notification of Missing Requirements required filing of the Declaration by September 22, 2005 (two months after its filing), although since the Notification has never been received, that is only an assumption. Appended hereto is a copy of the docket entries of the firm of the undersigned showing base dates (PTO action dates) of July 22, 2005. Had the Notification of Missing Requirements been received, it would have been docketed for a response deadline of September 22, 2005. As can be seen, there is no information regarding this application (file number 920602-98737) because the Notification of Missing Requirements were never received. The undersigned can unequivocally confirm lack of receipt.

05/09/2006 AKELECH1 00000008 10527046

01 FC:2051

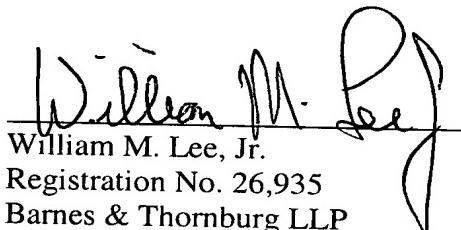
65.00 OP

Required by the Patent and Trademark Office was the Declaration for the application, and that document, as well as the Power of Attorney, is submitted herewith. Also submitted herewith is the fee of \$65.00 for late filing of the Declaration (the applicant is a small entity).

The Notification of Missing Requirements having never been received, and the Declaration being submitted herewith, it is requested that the application be returned to pending status and proceed to examination in due course.

May 4, 2006

Respectfully submitted,

  
William M. Lee, Jr.  
Registration No. 26,935  
Barnes & Thornburg LLP  
P.O. Box 2786  
Chicago IL 60690-2786  
(312) 214-4800  
Fax (312) 759-5646



C695.03/W

PTO/SB/81 (11-04)

Approved for use through 11/30/2005. OMB 0651-0035  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number	10/627,04L
Filing Date	March 8, 2005
First Named Inventor	Timothy John Warner
Title	
Art Unit	
Examiner Name	
Attorney Docket Number	920602-98737

I hereby revoke all previous powers of attorney given in the above-identified application.

I hereby appoint:

Practitioners associated with the Customer Number:

23644

OR

Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

The address associated with the above-mentioned Customer Number:

OR

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OR

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Firm or Individual Name

Address

City

State

Zip

Country

Telephone

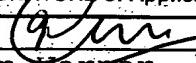
Fax

I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.  
*Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)*

SIGNATURE of Applicant or Assignee of Record

Signature  Date 9-3-05  
Name Timothy John Warner Telephone \_\_\_\_\_  
Title and Company

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

\*Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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MAY 24 2006

OFFICE OF PETITIONS



C695.03/W

PTO/SB/01 (08-03)

Approved for use through 07/13/2006. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION  (37 CFR 1.63)		ATTORNEY DOCKET NUMBER	920602-98737
		FIRST NAMED INVENTOR:	Timothy John Warner
COMPLETE IF KNOWN			
<input type="checkbox"/> Declaration Submitted with Initial Filing  <b>OR</b>  <input checked="" type="checkbox"/> Declaration Submitted After Initial Filing surcharge (37 CFR 1.16(e))	Application Number	10/527,046	RECEIVED
	Filing Date	March 8, 2005	MAY 24 2006
	Art Unit		
	Examiner Name	OFFICE OF PETITIONS	

## I HEREBY DECLARE THAT:

Each inventor's residence, mailing address, and citizenship are as stated below next to my name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Construction Kit

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MAY 17 2006

(Title of Invention)

TECHNOLOGY CENTER R3700

the specification of which

 is attached hereto

OR

 was filed on (MM/DD/YYYY) 09/09/2003 as United States Application Number or PCT International

Application Number PCT/GB2003/003895 amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	COUNTRY	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached YES	Certified Copy Attached NO
PCT/GB2003/003895	International	September 9, 2003	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

 Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office., U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

# DECLARATION - Utility or Design Patent Application

Direct all correspondence to:  Customer Number 23644 or  Correspondence address below

NAME

ADDRESS

CITY

STATE

ZIP

COUNTRY

TELEPHONE

FAX

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**NAME OF SOLE OR FIRST INVENTOR** A petition has been filed for this unsigned inventorGiven Name  
(first and middle [if any]) Timothy JohnFamily Name  
or Surname WarnerInventor's  
SignatureDate: 9.3.05

Residence: Great Britain

State:

Country: GB

Citizenship: Great Britain

Mailing Address: Riverside House, 1  
Michael's Court

City: Scarning

State:  
Dereham

Zip NR19 2NL

Country: Great Britain

**NAME OF SECOND INVENTOR:** A petition has been filed for this unsigned inventorGiven Name  
(first and middle [if any])Family Name  
or Surname IInventor's  
Signature

Date:

Residence:

State:

Country:

Citizenship

Mailing Address

City

State

Zip

Country

 Additional inventors or a legal representative are being named on 1 supplemental sheet(s) PTO/SB/02A or 02LR are attached**RECEIVED****MAY 24 2006****OFFICE OF PATENTS**